



ELECTRONICALLY FILED
11/16/2022 8:24 AM
52-SM-2019-901620.00
DISTRICT COURT OF
MORGAN COUNTY, ALABAMA
CHRIS PRIEST, CLERK

ALIAS GARN TO DEF

State of Alabama
Unified Judicial System Form
C-21 (Front) Rev. 7/2017

PROCESS OF GARNISHMENT

SM-19-901620

IN THE SMALL CLAIMS COURT OF MORGAN COUNTY, ALABAMA

NAME AND ADDRESS OF PLAINTIFF (Persons Asserting Claim): NAME AND ADDRESS OF DEFENDANT (Person Whose Property is Subject to Garnishment):

GULFCO OF AL LLC DBA TOWER LOAN OF DECATUR

CHARLES B SMITH
1606 ORORKE LN SW APT A
DECATUR, AL 35603

CERT MAIL

NAME AND ADDRESS OF ATTORNEY FOR PLAINTIFF:

KENT D. MCPHAIL
PO BOX 870
MOBILE, AL 36601

DATE OF JUDGMENT: March 20, 2020

JUDGMENT AMOUNT: \$ 1810.59

INTEREST: \$ 742.91

COSTS: \$ 137.72

LESS CREDIT: \$ 0.00

OTHER: \$

TOTAL: \$ 2691.22

NAME AND ADDRESS OF GARNISHEE:

POLARIS INDUSTRIES INC.
ATTN: PAYROLL
2100 HIGHWAY 55
MEDINA, MN 55340

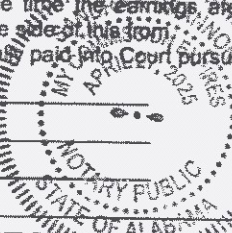
AFFIDAVIT

- A. I make oath that I have obtained the above judgment and believe the named garnishee is or will be indebted to the named defendant or has or will have effects of the defendant under the garnishee's control. I believe that a Process of Garnishment against the garnishee is necessary to obtain satisfaction of the judgment.
- B. If the garnishment is for wages, salary or other compensation, I further make oath that the amount to be withheld must be:
- ☒ 25% of disposable earnings for the week OR the amount by which disposable earnings for the week exceed 30 times the federal minimum hourly wage in effect at the time the earnings are payable, WHICHEVER IS LESS.
 - ☐ 20% of disposable earnings for the week OR the amount by which disposable earnings for the week exceed 50 times the federal minimum hourly wage in effect at the time the earnings are payable, WHICHEVER IS LESS, which amount is in compliance with the instructions on the reverse side of this form.
- C. I hereby request disbursement of amounts periodically paid into Court pursuant to this garnishment.

Sworn to and subscribed before me this

15th day of November 2022

Sandra K. Brannon
Notary Public/Clerk (Signature)



KM
Affiant/Attorney (Signature)

WRIT OF GARNISHMENT

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA:

You are hereby commanded to serve this Process of Garnishment on the GARNISHEE, POLARIS INDUSTRIES INC.

(Name of garnishee)

and a copy on the defendant, CHARLES B SMITH

(Name of defendant)

and make proper return to this Court.

NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE BACK OF THIS FORM (Regarding your Rights).

NOTICE TO GARNISHEE: YOU ARE THE GARNISHEE IN THE ABOVE ACTION.

You must complete and file the enclosed Answer form within thirty (30) days from service of process. If you fail to file an Answer, the plaintiff can proceed for judgment against you for the amount of the claim, plus costs. Mailing the notarized Answer form to the Clerk of the Court at the address below constitutes making a proper appearance in the Court. YOU MUST ANSWER:

- (1) Whether you are or will be indebted to the defendant at the time you received this process, or when you make your answer, or during the intervening time, or
- (2) Whether you will be indebted to the defendant in the future by existing contract, or
- (3) Whether by existing contract you are liable to the defendant for the delivery of personal property or for the payment of money, or
- (4) Whether you have in your possession or control, money or effects belonging to the defendant.

You are commanded to retain the amount indicated above from wages, salary or other compensation due or which will become due to the defendant for such period of time as is necessary to accumulate the sum \$ 2691.22 (Judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the defendant's wages, salary, or other compensation, to begin paying the moneys withheld into court as they are deducted or withheld and continue to do so on a monthly or more frequent basis until the full amount is withheld. If employment of the defendant is terminated BEFORE the sum is accumulated, you are required by law to report the termination and pay into court within 15 days AFTER termination, all sums withheld in compliance with this garnishment. (See Reverse Side for Instructions on Garnishments). If you have in your possession or control property or money belonging to the defendant, which is NOT wages, salary or other compensation, and is not exempt as a matter of law, you are further commanded to hold the property or money, or the amount shown above as "Total," whichever is less, subject to orders of this Court.

Date issued:

4-19-2023

Clerk

Address:

By:

Deputy Clerk

This process was executed by serving a copy on (Garnishee)

on (Date)

Service on (Defendant)

on (Date)

Served by:

Title:

PROCESS OF GARNISHMENT



ELECTRONICALLY FILED
11/16/2022 9:57 AM
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DISTRICT COURT OF
MORGAN COUNTY, ALABAMA
CHRIS PRIEST, CLERK

WRIT OF GARNISHMENT

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF ALABAMA:

You are hereby commanded to serve this Process of Garnishment on the GARNISHEE, POLARIS INDUSTRIES, INC (G001), and a copy on the defendant, SMITH CHARLES B (D001), and make proper return to this

NOTICE TO DEFENDANT: READ THE IMPORTANT INFORMATION ON THE NEXT PAGE REGARDING YOUR RIGHTS.

NOTICE TO GARNISHEE: YOU ARE THE GARNISHEE IN THE ABOVE ACTION.

You must complete and file the enclosed Answer form within thirty (30) days from service of process. If you fail to file an Answer, the plaintiff can proceed for judgment against you for the amount of the claim, plus costs. Mailing the notarized Answer form to the Clerk of the Court at the address below constitutes making a proper appearance in the Court. **YOU MUST ANSWER:**

- (1) Whether you are or will be indebted to the defendant at the time you received this process, or when you make your answer, or during the intervening time, or
- (2) Whether you will be indebted to the defendant in the future by existing contract, or
- (3) Whether by existing contract you are liable to the defendant for the delivery of personal property, or for the payment of money, or
- (4) Whether you have in your possession or control, money or effects belonging to the defendant.

You are commanded to retain the amount indicated above from wages, salary or other compensation due or which will become due to the defendant for such period of time as is necessary to accumulate the sum \$ \$2691.22 (Judgment and costs). You are required, after a period of 30 days from the first retention of any sum from the defendant's wages, salary, or other compensation, to begin paying the moneys withheld into court as they are deducted or withheld and continue to do so on a monthly or more frequent basis until the full amount is withheld. If employment of the defendant is terminated BEFORE the sum is accumulated, you are required by law to report the termination and pay into court within 15 days AFTER termination, all sums withheld in compliance with this garnishment. (See Instructions on Garnishments attached in this packet). If you have in your possession or control property or money belonging to the defendant, which is NOT wages, salary or other compensation, and is not exempt as a matter of law, you are further commanded to hold the property or money, or the amount shown above as "Total," whichever is less, subject to orders of this Court.

Date issued:

11/16/2022

/s/ CHRIS PRIEST

Clerk

By: /s/ TIS

Deputy Clerk

Address: 302 LEE STREET POST OFFICE BOX 668, DECATUR, AL 35602

This process was executed by serving a copy on (Garnishee)

on (Date) _____ . Service on Defendant

on (Date) _____

Served By: _____ Title: _____